

Message

From: Kupchan, Simma [Kupchan.Simma@epa.gov]
Sent: 1/13/2021 3:31:32 PM
To: Gettle, Jeaneanne [Gettle.Jeaneanne@epa.gov]; McGill, Thomas [McGill.Thomas@epa.gov]; Creswell, Michael [Creswell.Michael@epa.gov]; Calli, Rosemary [Calli.Rosemary@epa.gov]; Nagrani, Kavita [Nagrani.Kavita@epa.gov]; Armor, Suzanne [Armor.Suzanne@epa.gov]; Ghosh, Mita [Ghosh.Mita@epa.gov]; Zimmerman, Eve [Zimmerman.Eve@epa.gov]; Pugh, Katherine [Pugh.Katherine@epa.gov]; Siegal, Tod [Siegal.Tod@epa.gov]; Laycock, Kelly [Laycock.Kelly@epa.gov]; Palmer, Leif [Palmer.Leif@epa.gov]
Subject: RE: deliberative: revised draft response to comments received regarding the executed PA
Attachments: draft RTC on executed PA - 01-12-2020 600pm - clean sak.docx

Attached are a few more edits and a question or two. Apologies for the second round. Thanks for your attention.

Simma Kupchan
EPA Office of General Counsel
Water Law Office
WJC North Building # 7426Q
202-564-3105

From: Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>
Sent: Wednesday, January 13, 2021 9:37 AM
To: McGill, Thomas <McGill.Thomas@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Armor, Suzanne <Armor.Suzanne@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Zimmerman, Eve <Zimmerman.Eve@epa.gov>; Pugh, Katherine <Pugh.Katherine@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Siegal, Tod <Siegal.Tod@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Palmer, Leif <Palmer.Leif@epa.gov>
Cc: Hicks, Matt <Hicks.Matthew@epa.gov>
Subject: RE: deliberative: revised draft response to comments received regarding the executed PA

Is this ready to go to Steve, Andy and John Goodin?

jmg

From: McGill, Thomas <McGill.Thomas@epa.gov>
Sent: Tuesday, January 12, 2021 6:08 PM
To: Creswell, Michael <Creswell.Michael@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Armor, Suzanne <Armor.Suzanne@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Zimmerman, Eve <Zimmerman.Eve@epa.gov>; Pugh, Katherine <Pugh.Katherine@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Siegal, Tod <Siegal.Tod@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>; Palmer, Leif <Palmer.Leif@epa.gov>
Cc: Hicks, Matt <Hicks.Matthew@epa.gov>
Subject: deliberative: revised draft response to comments received regarding the executed PA

Thanks everyone for your helpful feedback. I did my best to merge all the edits and address all comments, including edits/comments that I made on behalf of folks that had trouble uploading to sharepoint. Attached is a clean version of the latest draft and a marked-up version for your reference. If you have any questions please let me know. Thanks, Tom

From: McGill, Thomas
Sent: Monday, January 11, 2021 6:23 PM
To: Creswell, Michael <Creswell.Michael@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Nagrani, Kavita

<Nagrani.Kavita@epa.gov>; Armor, Suzanne <Armor.Suzanne@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Zimmerman, Eve <Zimmerman.Eve@epa.gov>; Pugh, Katherine <Pugh.Katherine@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Siegal, Tod <Siegal.Tod@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>; Palmer, Leif <Palmer.Leif@epa.gov>

Cc: Hicks, Matt <Hicks.Matthew@epa.gov>

Subject: deliberative: draft response to comments received regarding the executed PA

Attached is a draft response to comments received regarding the executed Programmatic Agreement. Per Jeaneanne's email below, we need to share this with HQ management tomorrow, so please provide any comments or suggested edits as soon as possible. During our next meeting with the NHPA parties on Thursday, we plan to share our verbal responses to the comments. As you'll see, the first page of the attachment is a draft transmittal letter, as I'm hopeful we can issue the response to comments in writing shortly after the meeting on Thursday. Thanks! Tom

From: Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>

Sent: Monday, January 11, 2021 4:48 PM

To: Goodin, John <Goodin.John@epa.gov>; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Siegal, Tod <Siegal.Tod@epa.gov>

Cc: Palmer, Leif <Palmer.Leif@epa.gov>; Rubini, Suzanne <Rubini.Suzanne@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Armor, Suzanne <Armor.Suzanne@epa.gov>; McGill, Thomas <McGill.Thomas@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>

Subject: Deliberative: Action Requested on Assumption/Draft letter to the Jena Band of Choctaw Indians and the Seminole Nation of Oklahoma

Deliberative -

All,

We are considering sending the attached letter to address an issue that has come up in our further conversations with the consulting parties on the NHPA programmatic agreement (per the agreement itself). Before I elevate this to Mary, David and Anna I wanted to give you an opportunity to look at this language and advise **Ex. 5 Deliberative Process (DP)**

Ex. 5 Deliberative Process (DP)

We have until Friday to take this action within the allowed 30 days, so I am asking for your turn around/comments by 4:00 tomorrow (Tuesday 1/12/2021). Tomorrow, I anticipate forwarding you a second letter that is to all consulting parties that summarizes our discussions and responses during the 30 days. We are not proposing any changes to the PA, but will respond to issue raised either point to prior information or adding information for clarity.

Thanks
jeaneanne